

REGULAR MEETING

June 6, 2000

The Regular Meeting of the Annapolis City Council was held on June 6, 2000 in the Council Chamber. Wheatley Christenson rang the bell to denote the 7:30 p.m. start time for the meeting. Mayor Johnson called the meeting to order at 7:30 p.m.

Present on Roll Call: Mayor Johnson, Aldermen Hammond, Tolliver, Sachs, McMillan, Carter, Moyer

Aldermen Gilmer and Fox were absent.

Staff Present: City Attorney Goetzke

Closed Session: *Pursuant to the requirement of Maryland Annotated Code, State Government Article Section 10-509(c)(2), this statement is included in these minutes:*

A closed session of the City Council was held at 7:05 p.m., Tuesday, June 6, 2000 in the City Council Chamber.

Present: Mayor Johnson, Aldermen Hammond, Tolliver, Sachs, Moyer, City Attorney Goetzke, City Clerk Heinbuch

By unanimous consent of the members present, the session was closed. The authority under which the session was closed was Maryland Annotated Code, State Government Article, Section 10-508(a)(8). The purpose of the meeting was to consult with staff, consultants, or other individuals about pending or potential litigation. No action was taken.

Alderman Sachs moved to approve the Minutes of May 1, 2000, May 8, 2000 as corrected, May 22, 2000, May 24, 2000 and May 31, 2000. Seconded. CARRIED on voice vote.

PETITIONS, REPORTS AND COMMUNICATIONS

1. Debbie Rosen McKerrow
450 Schley Road
Annapolis, Maryland 21401

Spoke regarding R-21-00

2. C. Cary Rea
413 Schley Road
Annapolis, Maryland 21401

Spoke against the Capital Jazz Fest

3. Julie Stankivic
906 Primrose Road, Apt. 204
Annapolis, Maryland 21403

Spoke in favor of R-20-00

4. Elizabeth McWethy
3 Weems Creek Drive
Annapolis, Maryland 21401

Spoke in favor of O-6-00

5. Nancy Randall
32 Madison Place
Annapolis, Maryland 21401

Spoke regarding the West Street Traffic Study

6. Lauren Michele Skinner
24 Madison Place
Annapolis, Maryland 21401

Spoke regarding the West Street Traffic Study

7. Michael P. Parker
28 Madison Place
Annapolis, Maryland 21401

Spoke regarding the West Street Traffic Study

8. Jack Lengyel
103 Summer Village Drive
Annapolis, Maryland 21401

Spoke regarding the Capital Jazz Festival

9. Arthur Greenbaum
7 Constitution Square
Annapolis, Maryland 21401

Spoke regarding USNA Alumni Association landscaping, West Street Traffic, and mismanagement of City by the City Council.

10. John S. Kalme
1136 Cove Road, Apt. 202
Annapolis, Maryland 21403

Spoke in favor of R-20-00

LEGISLATIVE ACTION

ORDINANCES

- O-49-99** For the purpose of authorizing the Second Amendment to Lease dated 1/1/95 as modified by an Amendment to Lease dated November 13, 1997 with Eastport Seafood Company and Eastport LLC for certain municipal property known as the McNasby's Property, located at 723 Second Street in the City of Annapolis; and all matters relating to said Second Amendment to Lease.

There being no voiced objection, action on O-49-99 was postponed.

- O-1-00** For the purpose of prohibiting the coercion and intimidation of people while they are walking or driving within a public right-of-way; and matters generally relating to said prohibition.

Alderman Hammond moved to withdraw O-1-00. Seconded. CARRIED on voice vote.

- O-2-00** For the purpose of establishing a sick leave bank for employees of the City of Annapolis; and matters generally relating to said sick leave bank.

There being no voiced objection, action on O-2-00 was postponed.

- O-5-00 For the purpose of establishing a program to fund the acquisition of artwork by the City and the display of the artwork in public places throughout the City; and all matters generally relating to said program.**

There being no voiced objection, action on O-5-00 was postponed.

- O-6-00 For the purpose of amending the critical area overlay requirements of the City Code to reflect State Critical Area requirements; and all matters relating to said critical area.**

There being no voiced objection, action on O-6-00 was postponed.

Referred to the Planning Commission and Rules and City Government Committee

- O-19-00 For the purpose of levying and imposing a property tax rate for the Fiscal Year beginning July 1, 2000 and ending on June 30, 2001, for the purpose of defraying all expenses and liabilities of the City of Annapolis and levying same for the purposes specified; specifying certain duties of the Director of Finance, specifying a rate of interest to be charged upon overdue property taxes; and all matters generally relating to said property tax rate.**

Alderman McMillan moved to adopt O-19-00 on second reading. Seconded.

The Finance Committee reported favorably on O-19-00.

Alderman Tolliver moved to amend O-19-00 as follows:

On page 1 in line 26, strike "one dollar sixty-eight cents (\$1.68) and substitute "one dollar sixty-seven cents (\$1.67)"; and

On page 1 in line 31, strike "one dollar sixty-eight cents (\$1.68) and substitute "one dollar sixty-seven cents (\$1.67)".

Seconded. A ROLL CALL vote was taken:

YEAS:	Mayor Johnson, Aldermen Hammond, Tolliver, McMillan, Carter, Moyer
NAYS:	Sachs
CARRIED:	6-1

The main motion CARRIED on voice vote.

Alderman Tolliver moved to adopt O-19-00 as amended on third reading. Seconded. A ROLL CALL vote was taken:

YEAS:	Mayor Johnson, Aldermen Hammond, Tolliver, McMillan, Carter, Moyer
NAYS:	Sachs
CARRIED:	6-1

- O-18-00 For the purpose of amending the B1 Convenience Shopping District to permit other uses not specifically enumerated under certain circumstances; and matters generally relating to said District.**

Alderman Hammond moved to adopt O-18-00 on first reading. Seconded. CARRIED on voice vote.

Referred to the Planning Commission and Rules and City Government Committee.

- O-20-00. For the purpose of amending City Code Section 21.69.050 to remove an exception to the average height limitation of the underlying zone; and matters generally relating to said exception.**

Alderman Hammond moved to adopt O-20-00 on first reading. Seconded. CARRIED on voice vote.

Referred to the Planning Commission and Rules and City Government Committee.

- O-21-00 For the purpose of authorizing an Addendum to Lease Agreements between the United States Yacht Shows, Inc. and Annapolis Boat Shows, Inc. and the City of Annapolis for the previously approved 2000, 2001, 2002 and 2003 boat shows for the purpose of removing references to the Edgewood Road property from Section 1.2 "Revision to Premises" of the Leases; and all matters relating to said Addendum to Lease Agreements.**

Alderman Hammond moved to adopt O-21-00 on first reading. Seconded. CARRIED on voice vote.

Referred to the Finance Committee and Economic Matters Committee

RESOLUTIONS

- R-14-00 For the purpose of approving the fee schedule for FY 2001; and all matters relating to said fee schedule.**

Alderman McMillan moved to postpone R-14-00. Seconded. CARRIED on voice vote.

- R-20-00 For the purpose of establishing that the City shall negotiate the purchase of the 8.6112 acres of woodlands located at the intersection of Primrose Road and Cove Road, known as the "August Woods" property; and all matters relating to said purchase.**

Alderman Carter moved to adopt R-20-00 on second reading. Seconded.

Alderman Tolliver moved to amend R-20-00 as follows:

On page 1, strike, on lines 13 and 28, the word "negotiate" and insert the word "investigate".

Seconded. CARRIED on voice vote.

Alderman Tolliver moved to adopt R-20-00 as amended on second reading. Seconded. CARRIED on voice vote.

- R-21-00 For the purpose of supporting the Management Plan for the Annapolis, London Town and South County Heritage Area; and all matters relating to said Heritage Area.**

Alderman Moyer moved to adopt R-21-00 on first reading. Seconded. CARRIED on voice vote.

Mayor Johnson announced that a public hearing would be held on R-21-00 on July 24, 2000.

Alderman McMillan moved to adopt R-22-00 on first reading. Seconded. CARRIED on voice vote.

1. Alderman McMillan moved to adopt Legislative Findings related to O-7-00. Seconded. A ROLL CALL vote was taken:

YEAS: Mayor Johnson, Aldermen Hammond, Sachs, McMillan,
NAYS: Tolliver, Carter, Moyer
CARRIED: 4-3

- 2. Towing License Renewal:**
- a. Darden's Towing**
 - b. Lowry's Forest Drive Services**
 - c. Mason's Towing**

Alderman Sachs moved to approved the renewal of the towing licenses for Darden's Towing, Lowery's Forest Drive Services and Mason's Towing. Seconded. CARRIED on voice vote.

- ### 3. Finance Committee Recommendations for Action dated May 24, 2000

Alderman Sachs moved to approve the Finance Committee recommendations for Action dated May 24, 2000. Seconded. CARRIED on voice vote.

- #### **4. Payment of Monthly Bills**

Alderman Sachs moved to pay the monthly bills. Seconded. CARRIED on voice vote.

- ## 5. Appointments

Alderman Sachs moved to approve the Mayor's appointments of the following individuals:

Alcoholic Beverage Control Board	Charles M. Grayston
Alcoholic Beverage Control Board	Leonard Berman
Environmental Commission	Claudia H. Donegan
Human Relations Commission	Richard W. Kommers
Human Relations Commission	Helen F. Leitch
Plumbing Inspectors	Randy Q. Jones
Plumbing Inspectors	Andrew J. Beyerlein, III
Recreation Advisory Board	Tanya L. Cooper-Johnson
Recreation Advisory Board	Enrique Villagomez
Recreation Advisory Board	Patricia D. Moyer
Transportation Board	Shelley R. Row
Transportation Board	Robert L. Cohen
Transportation Board	Paul D. Copeland

Seconded. CARRIED on voice vote.

Upon motion duly made, seconded and adopted, the meeting was adjourned at 9:05 p.m.

Deborah Heinbuch, CMC/AAE
City Clerk